

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: EVERCOM SYSTEMS, INC.	DOCKET NO. TF-02-57
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ORDER GRANTING MOTION TO HOLD IN ABEYANCE

(Issued March 8, 2002)

On February 7, 2002, Evercom Systems, Inc. (Evercom), an alternative operator service (AOS) company, filed with the Utilities Board (Board) a tariff revision identified as Docket No. TF-02-57. In the filing, Evercom proposes to modify the rates for inmate collect calls within Iowa and establish new rates and rate increases for intrastate telecommunications services presently offered by Evercom.

On February 27, 2002, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed with the Board a motion to hold in abeyance consideration of, and action on, the tariff revision filed by Evercom. In its motion, Consumer Advocate asserts that the new and increased rates proposed by Evercom have not been properly designated in accordance with 199 IAC 22.2(4)"c" and are not accompanied by appropriate evidentiary support as required by 199 IAC 7.4(1), 22.12, and 22.13. Consumer Advocate also asserts that Evercom did not indicate how it satisfied the notice requirements for a rate increase under Iowa Code § 476.6(5).

IT IS THEREFORE ORDERED:

The motion filed by the Consumer Advocate Division of the Department of Justice on February 27, 2002, requesting the Utilities Board hold in abeyance the consideration of and action on the tariff revisions filed by Evercom Systems, Inc., on February 7, 2002, is granted. Evercom Systems, Inc., shall respond to the issues raised by Consumer Advocate within 30 days of the issuance of this order.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 8th day of March, 2002.